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| In re Application of | : | |
| Steven T. Meyer et al | : | <i>SUA SPONTE</i> |
| Serial No. : 10/075,630 | : | RESCISSION OF |
| Filed : February 14, 2002 | : | NOTICE OF |
| For : Balloon Catheter for Creating a Longitudinal Channel: | : | ABANDONMENT |
| in a Lesson and Method | : | |

A review of the application reveals that an Office action was mailed to applicant on November 16, 2004. On May 18, 2005, a Notice of Abandonment was mailed indicating that the application was being abandoned for failure to file a response to the Office action mailed November 16, 2004. The abandonment of the application was premature given the fact that applicant had filed a response on May 16, 2004. The response included a three-month extension of time request and a Certificate of Mailing dated May 13, 2005.

In view of these facts, the abandonment was clearly premature and is hereby rescinded. The application will be forwarded to the Examiner via the Legal Instruments Examiner for entry and consideration of the response received May 16, 2005.

Summary: Holding of Abandonment Rescinded.


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